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River Dist.

Wilhelm Friedrich Radecke

Deceased

A

Brown J.E.	from	C.F. Hazzell	101
Clark J.L	"	Wm Smith	103
Brown Wm	"	W.H. Hill	112
Clark Jr	"	John Ellis	117
Clark J.L	"	A Eccles	118
Dow W.O.	"	H Gowing	125
Bradley J.S	"	J.W. Lunt	127
Barbour C	"	A W. Hall	127
Davis J.H	"	C Silsmaie	127
Cunningham J.H	"	John Ebans	131
Dennison J.H	"	J.C. Wheeler	132
Butler D.M.	"	W.H. Hill	135
Cunningham J.H	"	W.H. Judson	136
Dennison Bros	"	Geo Alex	139
Cunningham J.H	"	Wm. Palmer	142

E

Holman	J.W.	from N. Clifton	104
Hawkins	J.F.	" J.C. Wheeler	113
Hawkins & Dennison	"	Judson & Hill	118
Hawkins & Dennison	"	Judson & Hill	120
Hawkins & Dennison	"	Judson & Hill	121
Harris C	"	S Holcombe	132
Hill W.H.	"	Luther Evans	133
Hill W.H.	"	J.C. Wheeler	135
Hill W.H.	"	W.H. Judson	140
Higgin bottom J.S.	"	Wm. Swift	142
Higgin botham Bro	"	Wm. Swift	143
Higgin botham J.S	"	Wm. Swift	143

J

Nicholson Wm	from	W. H. Judson	106
Judd & Lee	"	J. B. Harder	113
Judd & Lee	"	J. B. Waterman	114
Lee & Lee	"	J. W. Judd	114
King, J. L.	"	J. A. Wheeler	115
Judson & Hill	"	J. S. Hawkins	119
Judson & Hill	"	Card & Dawson	119
Judson & Hill	"	Card & Dawson	120
Ivers C J	"	J. A. Wheeler	126
Morse A. B.	"	W. H. Judson	126
Morse, H. B.	"	L. H. Bonnell	128
Judson W. H.	"	W. H. Hill	138

O

Rutherford C. from		C. Wright	100
Rutherford, J.	"	J. A. Wheeler	101
Roy, P. P.	"	Wm Smithson	101
Pilgrim, Wm	"	J. A. Wheeler	102
Rutherford, W.	"	G. Horn	102
Smith B. C.	"	J. H. Randall	103
Shipherdson E. C.	"	James Warner	103
Pilgrim Wm	"	James Warner	103
Turner Mc	"	A. W. Huff	107
Rowlands W.	"	J. Burrow	111
Rutherford, W.	"	J. A. Wheeler	115
Rutherford, W.	"	J. Warner	115
Shaw, R.	"	Wm H. Sisters	116
Shaw, R.	"	James Grant	116
Shipherdson E. C.	"	J. A. Wheeler	121
Phinney A	"	H. Ellwood	124
Reynolds J. C.	"	J. H. Root	125
Peck, V. E.	"	W. Silvernail	127
Tiffany, J. W.	"	E. Macomber	128
Tiffany, J. W.	"	J. H. Evans	129
Rose W. F.	"	A. Abel	131
Reynolds J. C.	"	D. McDonald	135
Reynolds J. C.	"	W. H. Cunningham	139
Rutherford Wm	"	S. H. Dawson	144

A

Wingert C.	from	S. P. Walker	100
Williams R.	"	W. H. Hill	1114
Williams R.	"	W. H. Hill	1114
Wheeler J. C.	"	J. F. Huskins	112
Wheeler J. C.	"	M. L. Lockwood	121
Whitney Wm	"	C. C. Huber	230
Wheeler J. C. & Co	"	S. H. Drummond	133
Wheeler J. C. & Co	"	Wm. Wilcox	134
Wheeler J. C. & Co	"	Wm. A. Palmer	134
Wheeler J. C. & Co	"	Wm. H. Hill	134
Union Mining Co	"	Wm. Wheeler	136
Union Mining Co	"	W. H. Judson	136
Union Mining Co	"	W. H. Hill	137
Union Mining Co	"	S. H. Drummon	137
Wheeler J. C. & Co	"	W. H. Judson	140
Union Mining Co	"	J. H. Kelly	141
Union Mining Co	"	D. McDonald	141

Y

Young J. H. & Co	from	L. M. Miller	106
Young J. H. & Co	"	C. Kelly	106
Young J. H. & Co	"	C. Kelly	107
Young J. H. & Co	"	M. A. Baldwin	107
Young J. H. & Co	"	A. D. Sirt	108
Young J. H. & Co	"	F. Shaffer	108
Young J. H. & Co	"	James Barr	108
Young J. H. & Co	"	James Barr	109
Young J. H. & Co	"	J. Holmshead	109
Young J. H. & Co	"	A. P. Vaughn	109
Young J. H. & Co	"	F. B. Hayes	110
Young J. H. & Co	"	F. Shaffer	110
Young J. H. & Co	"	M. M. Davis	110
Young J. H. & Co	"	D. C. Knight	111
Young J. H. & Co	"	F. B. Hayes	111
Young J. H.	"	A. Hurd	129
Young J. H.	"	S. P. Bryce	139
Yodel J. M.	"	G. W. Wilson	131

Page on Dibble Book

Blue Ridge	Map	10
Bonanza	"	28
Bell Creek	"	33-34
Black Hawk	"	36
Buckeye	"	38
Belcher	"	24
Bachelor	"	25
Columbia	"	35
Comstock	"	31
Comstock Bluff	"	1
Connell Lead	"	6
Sierra Nevada Star	"	7
Eureka	"	13
Great Western	"	18
Great Mammoth	"	19
Gen. Grant	"	15
Great Western	"	17
Hale & Norcross	"	17
Hope	"	17
Imperial	"	17
Justice	"	17
Lady Bryan	"	17
Lafayette	"	17
Mexican	"	17
Mexican	"	17
Mexican

At a Meeting of the Miners of Salt Creek held on the twenty fifth day of July A.D. 1860 for the purpose of forming a new district. J. B. Kelly was called to the Chair and W. A. Judson was appointed Secretary.
On Motion by Wm. H. Hill it was unanimously agreed to call the District Upper Salt River District.
On Motion by Mr Judson. it was agreed to bound the Upper Salt River District as follows to wit? Beginning at the So called Fremonts Peak on the divide. Thence West to the Summit of the first Range of Mountains west of Main Salt River. Thence Southerly along the top of Said range to a point South of the head of Russels Ditch. Thence East to the Summit of the first Range of Mountains east of Elkhorn Creek, Thence North along the top of Said range to the South line of the Wisconsin District. Thence West along the line of Said District to the place of Beginning.
On Motion the Meeting proceeded to Elect officers by ballot which Resulted as follows.
Mr [redacted] was elected President, and
" William Pilgrim was Elected Recorder.
On Motion the President appointed William Pilgrim John Haskins. W. A. Judson. John Wheeler & Wm H. Hill, appointed a Committee to Draft a Constitution and By-laws to be presented to an adjourned Meeting.
On Motion the Meeting adjourned to meet again on the twenty sixth day of July at 10 Oclock, A. M. 1860.
Upper Salt River Dist July 26th 1860
The Miners met as per adjournment and adopted the following Constitution & By-laws. to wit?

See 1 No Man Shall hold but one Claim on any one Lode by preemption Said Claim to be 50 by 100 feet Each.

" 2d No Man Shall hold but one Water Claim on each Gulch. Said Claim to be 250 feet long on the Stream and 400 feet wide Laying 200 feet Each way from the Centre of the Stream.

" 3d No Man Shall hold by preemption more one hundred and fifty acres of Land for Farm purposes.

Book

Sec 4th. No Man Shall hold by preemption more than one Gulch Claim. Said Claim to be 100 feet up & down the Gulch and reach from Bank to Bank,

" 5th No Man Shall hold more than one Patch Claim Said Claim to be 100 feet Square,

" 6th. All Claims when Recorded are to hold good with or without working untill the first of July A.D. 1861. after which they must be worked at least one day out of Seven,

" 7th Any Man discovering a Lode Shall be entitled to Ten days to Record Said Lode, & Furthermore he Shall be entitled to One Claim of 50 by 100 feet which Shall be known as the Discovery Claim, aside from one which he may preempt,

" 8th All Claims not Worked Shall be recorded within ten days after locating

" 9th Any Company holding two or more Claims, May put all the work on One Claim. Which Shall be Considered the same as working each Claim Seperately,

" 10th All difficulties pertaining to Claims between Miners Shall be Settled by the Miners,

" 11th No Laws Shall be Changed without a Notice of at least Fourteen day. previous.

Upper Fall River Dist Sept 8. 1860

At a Meeting of the Citizens and Miners of Upper Fall River District held on Saturday the 8th of September A.D. 1860 Jas Burley was called to the Chair and W. W. Stevens appointed Secretary

On Motion the following Resolutions was adopted to wit

Resolved 1st That no miners Shall be compelled to work his Claim untill the first day of July A.D. 1861,

" 2d " That upon application of any Miner the Recorder Shall exhibit his books of Record and give any information thereto free of Charge

" 3d In Concequence of the difficulty in determining the Course of a Lode, No Miner Shall be Compelled to Set any Stakes except at the Discovery Claim,

" 4th In Concequence of the unsettled boundary line between this and the Cumberland District Messrs. Wm. H. Hill, A Mattes

and S. H. Densmore were appointed a Committee
the said boundary lines.

Resolved 5th -That all actual Residents and claim holders in
=trict shall be legal voters. The names of all voters
be registered in a Book provided for that purpo
no Person shall be entitled to vote unless qualy
above

" 6th -That the Annual Election of Officers shall be
the first Saturday in Each July.

" 7th That all Elections shall be by ballot, and
Electes shall hold their Office for one year. Sub
to the following Causes of Removal from Office to
Incapacity from Sickness or other Causes, absence
the District for more than thirty days. or Removal
the District.

On Motion the Meeting adjourned

W. N. Stevens Sec pro tem

We the undersigned Commissioners appointed by the res
tive Districts of Cumberland and Upper Hall River f
the purpose of establishing the boundary line betwee
the same, respectfully report the following line as
boundary. Established this 8th day of September
Viz Commencing at a double Pine tree, at or ne
the Lower end of the Ranch Claim of Wm Carter
and running thence in a North Easterly direction
until the Northern line of said Upper Hall River
is reached, and also running from said tree in
Southwesterly direction to the Southern line of said
Upper Hall River District.

Signed this 8th day of Sept. A.D. 1866

J. M. Acker
J. E. Hill
W. N. Stevens
} Commissioners for Cumberland Dist

S A Densmore
A A Mather
W H Hill
} Commissioners for Upper Hall River Dist

The undersigned Commissioners appointed by
Cumberland District hereby Certify that we h
above boundary line to Mr H Drain Recorder of
District, who was authorized by a Meeting of the
said District to accept or reject the

the above named Commissioners, and that the above named A Drain did accept the said boundary and declared himself Satisfied with the same.

Given under our hands This 10th day of September A.D. 1860

Witness { E.O.P. Wait / E.B. Cumminghame }

W.N. Stevens
J.M. Acker
J.E. Hill

Laws of Upper Fall River District.

At a meeting of the citizens of upper Fall River District Little held at Silver City on the Fifth day of October A.D. 1860 at 5 Oclock P.M. a Committee Consisting of S.H. Glenmore Vicalion I.N. Young, D. McDonald W.H. Judson and Wm Porthrow was appointed to Codify and amend the laws of said District. And report the said laws so Codified and amended in a meeting to be held on Friday the 12th inst. at 10 oclock A.M. in accordance with the duties imposed upon them. the Committee report the following acts, regulating the rights of persons and of property and the manner in which those rights may be preserved.

Act No 1

An Act

To provide for. And Define the future boundaries of Upper Fall River District

Section 1. Be it enacted by the citizens of Upper Fall River District in Convention assembled. That it shall be the duty of the Recorder of the District on or before the fourteenth day Limitation of October inst. to make and cause to be posted a notice in Cumberland District wherein the citizens the bound. thereof shall be invited to send three delegates to meet three delegates appointed by this District on the 21st inst at the Recorders office in Upper Fall River District. that the boundaries of this and the adjoining Cumberland District may be surveyed and definitely established.

Section 2d. Be it further enacted. That the term "Claim" as used in this District shall be construed to mean when applied to a Lode 100 feet running the length of the same 50 feet wide. In a Gulch 100 feet following its meanderings

and extending from bank to bank. To Patch or Placer Claims 100 feet Square. To Tunnel Claims the entire distance the same is run for discovery purposes, as shown by Record and Stake at the Mouth of the Tunnel, To a Quartz Mill Claim 250 feet Square, To a Ditch Claim the entire distance staked out which it is intended to run the same, To a Water Claim the exclusive right to use water for Mining or Milling purposes, upon any Ditch or Stream not exceeding in distance 250 feet up and down the Stream by 200 feet on each side of the Ditch or Stream per Claim To a Farming or Ranch Claim, 160 Acres, To a Building Claim 50 feet Front by 100 feet Deep,

Definition of Claims

Section 3. Be it further Enacted. That no person shall have more than One Claim on any Lode, Gulch, Patch or Placer in this District except by purchase or Discovery.

One claim on each Lode Gulch &c

Section 4. Be it further enacted. That no person shall hold more than one Building, Farming or Ranch Claim except by purchase.

One claim of each farm or Ranch &c

Section 5. Be it further Enacted. That each discovery Claim shall be marked as such and all purchased claims shall be recorded and in either case they shall be safely held whether worked or not.

Discovery or purchased Claims Marked

Section 6. Be it further Enacted. That all claims taken or held by discovery, preemption, or purchase prior to the the first day of January A.D. 1861, shall be vested property after which time all claims taken by preemption shall be held until the first day of July A.D. 1861 After which time they shall be worked at least one day in Seven until a shaft is sunk at least twenty five feet deep, when it shall be held as vested property.

Vested Property

Section 7. Be it further Enacted, That no discovery Claim shall be good and valid unless there is a Post at least Six inches Square set at the Discovery, Four feet high and set at least three feet deep, On which shall be written or cut, the name of the Lode, the name or names of the Discoverers, the Date of the Discovery and direction of the Lode

Discovery Claims how marked

Amended Dec. Meeting A.D. 1860

Section 8, Be it further Enacted, That no person shall Timber lands to the Exclusion of others Citizens

Exclusion of Timber Claims

Section 9. Be it further enacted. That all Deeds, Bonds, Deeds &c Contracts, Bills of Sale, or instruments of any kind how soever relating to the Conveyance of Claims, Shall be acknowledged before a Judge of the Miners Court, a Justice of the Peace, or Notary Public in any Mining District State or Territory, and attested by one Witness.

Section 10. Be it further enacted. That all claims Shall be Claims how filed in the Recorders office and Recorded within five days from Filing or be open for other parties to preempt.

Section 11. Be it further enacted. That in all cases when Priority of claim a party or parties have complied with the laws as far as possible, Priority of Claim Shall be respected.

Section 12. Be it further enacted. That all claims held by Vested property laws heretofore enacted and in force, Shall be held as vested property when not in Conflict with the provisions of this Act.

Section 13. Be it further enacted That all persons holding Water Claims Water Claims shall have the exclusive right to the water Exclusive right but Shall run it into its Natural Channel on his own Claim.

Section 14. Be it further Enacted. That if any person or persons are engaged in bringing water into any portion of Right of way for Water the Mines, they Shall have the right of way, and may pass over any Claim, Road, or Ditch, provided the water is so guarded as not to interfere with vested Rights.

Section 15. Be it further Enacted. That other questions not Riparian rights settled by the provisions of this act, arising out of Riparian Proprietors, Shall be decided by the Judge of the Miners Court according to Common Law, or the decisions of the Supreme courts of Kansas.

Section 16. Be it further Enacted. That if any person or Tunnels how persons Shall locate a Tunnel in this District for the Located purpose of discovery, He or they Shall file a Specification of the same with the Recorder, The said Specification Shall State the place of Commencement together with the name or names of the parties or Company name interested therein, A four Square Stake [illegible] be placed at its mouth having written thereon the name of the Tunnel the name of the party or Company interested.

Section 17. Be it further enacted. That any person or persons eng-

agent in writing a tunnel provided he or they Comply with
Size of Tunnels the requirements of law shall be entitled to Five hundred
(500) feet on all Lodes discovered or in any bed or body of ore
in Consequence of the Same and such parts of the Lodes
or beds of Ore, as they are entitled to in Consequence of Said
Discovery shall be held as Discovery Claims.

Section 18. Be it further enacted, That the person or persons
Priority of Tunnels on Discoveries working a tunnel shall after the Same is legally located
Before or after the passage of this act have the priority of
right to all Lodes, or Bodies of Ore as they are entitled to
in Consequence of Said Discovery shall be held as discovery
Claims.

Section 19. Be it further enacted. That any Tunnel by which
Discoveries. a discovery has been made shall be held as a part of the
Discovery to be worked or not at the will of the owner or
owners. Approved Oct 12th A.D. 1861

Act No 2

An Act

Relating to the Officers of Upper Fall River District Their
Duties Terms of Office. And their Fees.

Section 1. Be it enacted. By the Citizens of Upper Fall River
District in Convention assembled, That there shall be Elected
Election of Officers, duties & time of office in this District on the Fourth Monday in October in each year
the following Officers who shall hold their respective
offices for the term of One year. Unless they die, Resign,
Remove from the District, or be removed for misconduct
by the Citizens of this District. to-wit. ct. President who
shall be Judge of the Miners Court. ct. Sheriff ct.
Treasurer who shall act as [redacted] and
Judge of Miners Courts in certain Cases as herein provided and ct. Recorder who shall be
ex officio Secretary of the District.

Section 2. Be it further enacted, That it shall be the duty
Duty of the President. of the President to preside at all public Meetings of
the Citizens and Miners of this District and to act
as Judge of the Miners Courts, and to do all other
acts required by law.

Section 3. Be it further enacted. That it Shall be the duty
Duty of the Sheriff of the Sheriff to serve all Writs presented to him Issued
by the proper Officers, And to do all other acts and be
required by the Laws of Kansas.

Duty of the Treasurer Section 4. Be it further enacted. That it Shall be the
of the Treasurer, Safely to keep all Moneys paid into

belonging to this District. And pay out the same on
Duty of the Treasurer order from the President attested by the Secretary.
and preside at all meetings of the Citizens and
Miners in the absence of the president. and to preside
at the trial of causes. in the Miners' Court when required
by law,

Section 5. Be it further Enacted. That it Shall be the duty
Duty of the Recorder of the Recorder Safely to keep the books & Records of the District
and to record all proper Papers upon Payment of his fees.
To act as Secretary of the District at all public Meetings
of the District. and keep a record of the Same in a Book
provided for that purpose,

Section 6. Be it further Enacted. That it Shall be the duty
Bond of Officers. of the President or Judge. To execute a bond to the District
in the Sum of Five Hundred Dollars to pay over all moneys
Collected for the District. and deposit the Same with the
Treasurer, The Sheriff. Treasurer. and recorder Each to
Execute Bonds to the District in the Sum of Five hundred
Dollars. Each. all with good and Sufficient Sureties. to
be deposited with the Judge. and Each Shall take an
oath of Office before entering upon the duties of their
respective offices

Section 7. Be it further enacted. That it Shall be the duty of
Treasurer Furnish Books the Treasurer to furnish all Books and Stationary necessary
for the Officers of the District and pay the Same out of
any Moneys belonging to the District.

Section 8. Be it further enacted. That the President may Call
Call of meetings a Public meeting at any time he may deem it necessary
by giving forty Eight hours notice by posting three notices
in as many Conspicuous places in the District. to Settle
Difficulties among Citizens or Miners. Or a Citizen or
Miner feeling himself agrieved. may by paying Five
Dollars to the President call a meeting as above.

Section 9. Be it further enacted. That the Sheriff of Arapahoe
Ex officio Sheriff. County. Shall be ex officio Sheriff of this District.

Section 10. Be it further Enacted. That the fees of the Recorder
Fees of Recorder shall be fifty Cents for Each Claim or instrument in writing
recorded not exceeding one folio. and Such other fees as
the District may allow for district business. The Sheriff may
[illegible] double the fees allowed by the laws of Kansas.
[illegible] may Charge ten per Cent on all moneys

paid into the Treasury and such other fees allowed the Judge for presiding at Public Meetings and trials in Miners Courts.

Judges Fees for Each Case & other fees.

And the Judge of the Miners Court may Charge Five Dollars for presiding at each trial and if Continued for more than one day, Five Dollars for each day. And double the fees allowed by the Laws of Kansas, for making out the Papers proper for him to make.

Section 11. Be it further Enacted, That every person shall be a voter in this District who owns a claim in this District and has it Recorded, or who is a resident thereof.

Voters their qualification

Section 12. Be it further enacted, That there shall be a Meeting of the Citizens of this District on the First Monday in each month at 2 Oclock P.M. To be designated as the Monthly Meeting, At which time it will be lawful to Enact, Repeal or Amend Laws for this district, And do no other business.

Monthly Meetings

Approved Oct 12th A.D. 1861

Act No 3

An Act

Establishing a Miners Courts and regulate its jurisdiction.

Section 1. Be it enacted by the Citizens of Pi[illegible]per Hall River District in Convention assembled, That the terms of the Miners Court shall be set by the Judge, By giveing six days notice thereof. And all writs made returnable at said term shall be served at least one day before said term. Nothing herein Contained shall be Construed to prevent the trial of Criminals at any time.

Terms of Court how fixed. No Trial of Criminals

Section 2. Be it further Enacted That the Officers of said Court Shall Consist of a Judge, a Clerk, a Sheriff And his Deputies, and the Attorney of said Court regularly admitted as such.

Section 3. Be it further Enacted, That it Shall be the duty of said Court to Sign all Writs issued out of said Court, Either by himself or his Clerk, to make all transcripts of judgements required, On payment of his fees, to Enter Judgments and Issue Executions, and pay over to the proper parties Moneys Collected on such Judgments and Executions; to try all Criminals And pay over to the Treasurer all Moneys he may receive for the District, for fines, and judgments, And perform such other duties as necessarily appertain to his office.

Duty of the Court

Pay over all Moneys &c

Section 4. Be it further Enacted, That if the Judge of said Court shall not be able to attend any trial, or shall be disqualified from any cause to try any suit, or if there shall be more suits

Judge disqualified in Certain

Disqualifi Court can attend to. or if any person shall make his affidcation of=avit. in writing. that he does not believe that he can have a Court fair and impartial trial before the said Judge of said Court or if the said Court shall be interested in the event of any suit. Treasurer either as plaintiff or defendant. or with either of them in any to preside manner. the Treasurer of the District shall preside in the Miner's Court at such trial.

Section 5. Be it further enacted. That the Miners Court shall have equity. Equity & as well as law jurisdiction. and may grant writs of injunction law Juris- upon Motion, in all proper cases, and all other motions upon diction proper cause shown, to be supported by affidavid alone. and do all such other acts as a Court of equity has power to do,

Contempt Section 6. Be it further enacted. That the Miners Court shall have power of Court. to fine for contempt. in a sum not exceeding fifty dollars. Fines &c and may issue execution thereon, the same as upon a judgment

Section 7. Be it further enacted, That the said Court shall all Court to have power to appoint its own Clerk whenever it Appoint its shall be deemed necessary and the said Clerk shall Clerk, have such power as the clerk of record having the seal of Kansas, relating to matters that may come before the court in consequence of same proceedings thereon.

Section 8 Be it further enacted That the jury for Jury how each term of Court shall be drawn three days pre- Empannelled ceding each term of court, in the following manner Viz: The Sheriff or his Deputy shall summons nine good and suitable men to act as jurors for the next succeeding term of court; when necessary the Sheriff may summon Talesmen)

Approved Oct 15th 1860

Act 4. An Act

In Relation to the Practice in Miners Court

Section 1 Be enacted by the citizens of Nepper Fall River District in convention assembled, that if Commence any person shall wish to commence a civil suits in action in the miners court of this District the Miners Court how he shall file with the Judge or Clerk thereof done. a Statement in writing setting forth his grou=nds of complaint which shall contain all the allegations and facts necessary to constitute a cause of action in plain and unequivocal

language. Such statement if in equity shall be in the nature of a petition; and if in law, of a complaint, as the case may be. Upon the filing of either a petition or a complaint as aforesaid the court or the clerk thereof shall issue a writ of summons to be served upon the defendant, to appear and answer at the time therein named or judgment will be taken against the defendant by default. If the relief demanded be for a sum of money the amount shall be stated in the summons; if for a sum of money and other relief the summons shall state in substance, that if the defendant do not appear an answer at the time therein named judgment will be taken against him by default for the sum of money and such other relief as to the court may seem meet. If the remedy applied for shall not be for a sum of money the summons shall ask judgment for the relief demanded in the complaint if at law, or the petition if in equity

Summons

Judgment in Certain Cases.

Section 2 Be it further enacted that the defendant may at any time before the time of trial at law of any cause entered in the miners court, file his answer or demurrer upon either of which the plaintiff may join issue; and if an answer be filed containing new matter irrelevant to the issue it must be denied or avoided by the plaintiff in his reply; and all matters not denied or avoided by one pleading subsequent to another shall be taken as confessed and true.

Filing answer or demurrer

Section 3 Be it further enacted that all pleadings subsequent to the petition in equity shall be the same as used in the United States Courts of equity and the term of three days shall be granted for the filing of each pleading subsequent to another until the issue shall be made up

Pleadings Filings of &c

Sec. 4 Be it further enacted that all pleas in equity shall be verified and no remedy shall be

Pleas in Equity

in equity where the same can be had in law

Foreclosure of Mortgage

Section 5th Be it further enacted That in all cases of foreclosure of a mortgage or lein of any kind, upon a claim the equity of redemption shall not extend beyond sixty days

Redemption

Partition of Claims

Section 6 Be it further enacted that in all cases of judgment for partition of claims between joint owners three disinterested commissioners shall be appointed who shall effect such partition.

Rules of Evidence

Section 7 Be it further enacted, that rules of evidence, as admited in the courts of the United States shall be observed in the miners' court with the exception that either party may file his affidavit in court at any time before the commencement of a trial, wherein he may depose to any facts relative to the issue and shall there after depose in the same that none of the foregoing facts contained in such affidavit can either be proven by any witness whose testimony it is possible to obtain either by deposition or the usual procss of this court to compel the attendance of witnesses, when the affidavit may be read in evidence The adverse party may have the right to rebut or explain the said facts so set forth by affidavit or depose to any facts that may legally effect the facts deposed to by his opponent which affidavit may also be read in evidence

Plaintiff or Defendant may give Evidence on affidavit

Depositions used in Evidence

Section 8 Be it further enacted that depositions may be used in this court in evidence provided the witness is sick and unable to attend the place of trial; about to leave the county or is out of the jurisdiction of this court. If to be taken within the county of Arapahoe notice shall be given to the adverse party of the time and place where the said deposition is to be taken, if out of said county no

When & how taken.

notice need be given

Cause Continued on what Conditions &c

Section 9 Be it further enacted that no cause shall be continued unless upon affidavit of a party or his attorney of the absence of a material witness whose evidence is material to the issue as he verily believes and that the said party can not safely proceed to trial without the evidence of said witness which he believes he can procure at some future time which he shall state or for some other good and sufficient cause.

Attachment & Replevin

Section 10 Be it further enacted that in all cases of attachment and replevin the practice prescribed by the laws of Kansas shall be observed; and when in the case of attachment the defendant has left the country or keeps himself secreted within the same so that process can not be served upon him publication shall not be granted by the court unless a summons has been returned by a proper officer which returns

Attachment Notice & how given

in some public newspaper printed in the county, for two weeks shall be considered sufficient notice. The order of publication shall not be granted by the court unless summons has been returned by a proper officer which return shall show that the defendant has made diligent search and inquiry, and can not find the defendant and believes he keeps himself secreted to avoid the service of a summons, together with other evidence tending to make either of said facts appear.

Garnishee Process.

Section 11 Be it further enacted, That garnishee process may issue as a part of the original writ, to be served on both defendant and garnishee, or separately; or it may be issued after execution returned unsatisfied; and in either case if the garnishee shall pay the demand over to the defendant after legal notice he shall still be held liable to the amount of plaintiffs judgment and cost, if was indebted to the amoun

when service was made and if in a smaller sum the amount he was indebted at the time notice was served

Special Pleadings

Section 12 Be it further enacted, that all special proceedings in the miner's court shall be conducted according to the forms prescribed in the statutes of Kansas, for the year one thousand eight and fifty nine, as far as consistant with the laws and local affairs of this district; and all motions relating to such proceedings shall be sustained or approved by affidavits alone

New trials how granted

Section 13 Be it further enacted, That new trials of all cases which have been or may be tried shall be granted upon the same termes or by the rules of the common law, and it shall be discretionary with the court in all case to grant or reject the application.

Debt Contracted in this Territory

Section 14 Be it further enacted That no debt or demand of any nature shall be collected by suit in this court which has not originated either in coming to this mining region or since the arival of such debtor within the proposed limits of Jefferson Territory

Common Law in Mixed actions

Section 15 Be it further enacted, That in all cases where the liability of persons in actions founded upon contract or in mixed actions, is not pointed out and defined by the laws of this district the common law shall apply as to such liability

Approved Oct 12th A.D. 1860

Act No 5

An Act

Relating to Trial and its Incidents

Plaintiff Shall Secure Costs

Section 1 Be it enacted by the citizens of Upper Fall River District in convention assembled That in all cases where a civil action is hereafter commenced in the miners court the plaintiff shall file a bond with one or more good and sufficient sureties conditioned to pay all costs which may be taxed against him in case he should fail to recover judgment in said suit

Jury Fees how secured

Section 2. Be it further enacted That upon the return day of a summons if either party shall call for a jury he shall first advance the fees at the rate of one Dollar and fifty cents for each juror who shall try the cause and in case he shall prevail in the same the fees so advanced shall be taxed against the adverse party but in case no jury is called for the cause shall be tried by the court.

Empannel Jury

Section 3 Be it further enacted - That when a jury is called for the court or the clerk shall call nine persons from the jurors summoned and each party shall strike off until but three remain, who shall proceed to and determine the said cause.

Appeals notice of &c

Section 4 Be it further enacted That when any person shall enter an appeal from the jury of three he shall give notice thereof upon the same day that the first verdict was rendered either by giving a notice in open court or preventing the same to be entered upon the docket of the court and shall perfect appeal within three day by

Pay costs &c

pay up all costs before that time giving security for future costs and advancing the jurors fees; the cause shall then be set for the next regular term for trial unless sooner agreed upon by the parties.

Special Verdicts

Section 5 Be it further enacted that jurors shall try all causes in equity as well as in law (and in equity as well as law) and in equity may render special verdicts, upon which the court may render judgment and issue its decree or order.

Challenge of Jurors

Section 6 Be it further enacted That a juror may be challenged for favor for cause shown by his own evidence or that of others and each party shall have the right to three peremptory challenges

Defeated party liable for Costs

Section 7 Be it further Enacted that the defeated shall be in all cases liable for the costs of suit

Section 8 Be it further Enacted, That the said
Appeals how decided appeal shall be decided by a jury of twelve men, and from the decision of said jury there shall be no appeal

Section 9 Be it further enacted, That all executions
Executions When made Returnable issuing out of the Miners court shall be made returnable in twenty days from date, and the sheriff shall note on each execution the day he received the same and return the said execution within the twenty days, whether satisfied or not. With his proceedings thereon endorsed

Section 10 Be it further enacted, That all attorneys
Qualification of Attorneys who practice in this court shall take and subscribe the following oath: You do solemnly sweare in the presence of Almighty God, that you will support the constitution of the United States, and the Laws of this District, and that neither for gain, malice, fear, or favor, you will prejudice the cause of your client, but will do all you honorably can, in any case in which you are engaged to advance his interests

Approved Oct 12th AD 1860

An Act.

Act 6 In relation to levy and Sale upon execution

Section 1

Be it enacted by the citizens of Upper Fall River District in convention assembled that there shall be
Exemption Law exempt from levy and sale upon execution the citizens House Shanty or tent in which he lives, not exceeding in value One hundred dollars and the Lot on which it stands all Mechanical or Mining Tools, Beds & Bedding, Clothing, Cooking utensils Books and Stationary, Furniture not Exceeding fifty Dollars, One Lode Gulch or Patch claim he may, the right to select if he is the owner of more than one. And necessary provisions for three months, and in case of a man residing with his family a dwelling house not exceeding five Hundred dollars in value, and such articles of household furniture as are strictly necessary. Together with a Bible family pictures & Relics

Section 2. Be it further enacted. That all property taken in execution shall be posted in three conspicuous places in the District for the five days next preceding the Sale thereof, and the Sheriff may adjourn the said Sale at any time. When it appears that the property posted cannot be sold, unless at a great Sacrifice, for want of bidders

Sale of property on Execution

Section 3. Be it further enacted. That Money collected on executions Shall be paid into the hands of the court by the Sheriff to satisfy the judgement in whole or in part that may be recorded on his books. And the court shall pay the same to the proper parties or their attorneys

Disposition of Money

Approved Oct 12 A.D. 1841

Act of

An Act

Relating to crimes & nuisances committed in Upper Fall River District

Section 1. Be it enacted by the citizens of Upper Fall River District in Convention assembled That all crimes committed in this District shall be punished as a Jury of twelve men shall Direct

Crimes how punished

Section 2. Be it further enacted, That any person Removing Destroying or defacing a discovery post shall be fined by the Judge of the Inferior court for the first offence in any Sum not exceeding one hundred, nor less than ten Dollars and costs and for the second offence, not more than five hundred, nor less than one hundred Dollars and costs and for the third offence a forfeiture of all their personal & Real Estate in and be expelled from this District

Fine for Removing or defaceing a discovery

Section 3. Be it further enacted, That any person who shall cause any nuisance affecting the health of the people of this District or liable to affect the health of the people of this District may be sued for the same in the Inferior Court in the name of "Upper Fall River District" vs. the defendant, and shall be liable to pay damages in a Sum not exceeding One hundred dollars and costs of Suit, for the use of said District

Nuisences how punished

Obstructing Highways or Pitfall's &c

Section 4th Be it further enacted. That if any person shall obstruct any highway, or make any pit or hole and leave it open so as to endanger life or limb upon any usually travelled road or trail such person may be sued as aforesaid. for committing a nuisance and be liable to said District in Damages as provided in section three. with costs of suit

Other obstructions or nuicences

Section 5 Be it further Enacted. That every other act of commission or omission, which may affect the public health or convenience, shall be regarded as a nuisance. and the person or persons causing the same shall be liable accordingly

Action in case nuicence remains &c

Section 6 Be it further Enacted. That after any conviction for a nuisance in said Miners Court if the said nuisance is allowed to remain for twenty four hours thereafter. the person or persons who caused the same. and whose duty it should have been to remove it. shall be again liable in damages. and shall also be liable for each twenty four hours after a conviction as hereinbefore provided in this act

Executions Issued &how

Section 7 Be it further enacted. That executions shall issue in all cases under the provisions of this Act. in the name of the District. the same as in any other suit at law

Approved Oct 12 A.D. 1860

Act &

An Act

Containing general provisions for the government of Upper Fall River District

Section 1

Judge pay over moneys each week.

Be it Enacted by the citizens of Upper Fall River District in Convention assembled That the Judge of the Miners Court shall pay over each week to the Treasurer of the District. all Moneys he may collect from judgments in favor of the District Contempts of Court. and fines fines of every kind and the Treasurer shall not pay the same out to any person except in accordance with Section 4. Article 2nd of these acts.

Section 2

Repeal of former Laws.

Be it further Enacted That all laws conflicting with these acts. shall be repealed & cease to have effect in fourteen days from and after the passage of these acts, and all Laws not conflicting with former laws herein enacted. take effect from and after their passage

Approved Oct 12th A.D. 1860

Resolution

Fees for service of Officers in the passage of these Laws.

Resolved, that the Recorder be allowed a fee of $5.00 for Recording the Laws of this District. And that the President and Secretary be allowed $3.00 Each for their services, to be paid out of the first Moneys deposited with the Treasurer, in accordance with Section 4 article 2nd of these Acts

Approved Oct 12 A.D. 1860 L H Gorry President

W H Judson Sec

Annual Election Oct 22d A.D. 1860

At the annal Electin held on the Fourth Monday in October A.D. 186. in accordence With Article First relating to the Election of Officers their teams of Office & their fees Lewis Waller. A. M. Porter and J. W. Fields were elected Judges of Election. Wm Pilgrim and W H Hill recording Secretaries of said Electin. At Which time there Were fifty five Votes cast. S H Dinsmore received forty two Votes & L H. Gorry received Thirteen Votes for the Office of President of the District and Judge of the Probate court in Said District. William H Judson received Forty one Votes. And William Pilgrim received Fourteen Votes for the Office of Recorder in said District. Thomas H Williams received Fifty four Votes for the Office of Treasurer in Said Dist No Opposing Candidate. Hugh Elwood received Twenty Eight Votes and H. D. Wickman received Twenty Six Votes for the Office of Sheriff. Whereupon the Judges declaired. S H Dinsmore the Elected President & Judge W H Judson the Elected Recorder T H Williams the Elected Treasurer and Hughes Elwood the Elected Sheriff. For the Ensuing Team of Office in this District. On Motion the Meeting adjourned

Names of the Voters Who voted at the Electin held Oct 22d A.D. 1860 in Upper Salt River District

1	W H Monett	11	Cyrus Mowry
2	Ezra Gosa	11	C. K. Carter
3	Charles H Hager	12	J Elwood
4	Simon Ray	13	W. H. Judson
5	Silvye Hobenson	14	S. P. Ray
6	J. M. Robinson	15	W. A. Brown
7	Hiram Gorry	16	T. H. Williams
8	M. P. Mowry	17	M. L. Beckwood
9	Wm Nicholson	18	M. A. Baldwin

Names of Voters Continued

19	Michael Carroll	38.	W. D. Hickman
20	Oscar Lewis	39	W W Stevens
21	James Whitney	41	J W Nesmith
22	L D Raymond	41	W. G. Rogerson
23	Wm H Hill	42	Sidney Stanton
24	J W Wiles	43	J C Giddings
25	Lewis Waller	44	Albert Barber
26	N M. Porter	45	James H. Eames
27	J F Haskins	46	John O Connor
28	Robert Pilgrim	47	M M Johnson
29	S H Dinsmore	48	Jessie Miller
30	James Warner	49	J H Gennig
31	M H Dale	50	B S Linniger
32	C F Barnes	51	H W Hill
33	C. Barnes	52	Wm Pilgrim
34	E W Henderson	53	F Kemp
35	J B Hickman	54	J B Hays
36	Jacob Smith	55	M L Sown
37	Hughs Elwood	56	

For President & Judge

S H Dinsmore 𝍸 𝍸 𝍸

Monthly Meeting Nov 1860

At a Meeting of the citizens of Upper Fall River held on the first Monday of November A.D 1860 as provided for in Section Twelve in Act No Two of the Laws as revised Oct 12 A.D 1858 S.H. Dinsmore was called to the chair and W.H. Judson Recording Sect. When the following acts & Resolutions were passed.

Authorizing the insertion of Date of Adoption of Laws.

Resolution 1st That the Secretary be instructed to insert the date of the approval of the Laws adopted Oct 12 A.D 1858

An Act

Relating to Claims

Definition of right to claim

Be it further enacted That any person owning a claim that shall hold the entire Whether the direction is actually defined in his Title to said claim or not.

An Act

Relating to Section 7. of Act First as adopted Oct 12 1860

Discovery how defined

Be it Further enacted. That Section Seven of Act First be so Changed as to read. That no Discovery claim shall be good and Valid, unless there is a Post or Tree at least Four inches Square set at the discovery Four feet high and set firmly in the ground, on which shall be written or cut the name of the Lode, the Name or Names of the discoverers the date of the discovery and the Inspected directing the Lot-

Monthly Meeting adjourned to April 1 1861

Moved & Carried That the regular Meetings known as the Monthly Meetings. Shall stand adjourned to the first Monday of April. A.D. 1861

On Motion the Meeting adjourned

S.H. Dinsmore Pres

W.H. Judson Sect=

April 1st A.D 1861

Monthly Meeting of the Citizens of Upper Fall River District held on the first Monday of April A D 1861 Pursuant to Adjournment.

An act Relating to the Boundary of Upper Fall River Mining District

Sect 1st Be it Enacted by the Citizens in Convention Assemblee that the Boundaries as established by the Organic act and by the Commissioners to establish the Boundaries between this and Cumberland District Shall be and Remain permenent from the time of establishing the Same Adopted

Boundaries of the District

Sect. 2, and the Boundaries as established by the Organic act and Settled by the Commissioners are as follows Viz. Commencing at a Marked Tree on the North east Corner of said District Running thence South west on the line of Main District to the Summit of the Mountain on the Southwest Side of Main Fall River thence on the Summit of said Mountain to the Centre of the Summit of the Main Snowy Range Laying South of the Park thence Northerly Course on the Summit of said Range to a Point Directly West of the Point of Begining thence East to the place of begining Adopted

Boundaries as established by Commissioners

Sect 3 The above Boundaries Shall not be Altered in any other way except in the Manner following Viz. by the Posting of At Least 5 notices in the most Public places in the Districts by the President of the District for at least ten days previous to the meeting Which Notice Shall State the alteration proposed to be Made also the time and place of holding the Meeting at Which time and place the Legal Voters in said District Shall Vote on the proposed Alteration if two Thirds of all the Votes Cast Shall be for the Alteration then the Alteration Shall be Made in accordance with wish of said two thirds of said Voters Otherwise the Boundaries Shall be and Remain Permenent Adopted

An act in relation to changing Boundaries of District

Two thirds vote,

An act Relating to Claims April 1st AD 1861

Sect 1st — All Claims which taken according to Law in this district from and after the 1st day of January AD 1861 or which may hereafter be taken and Recorded by any Person a Resident of the Territory of Colorado Shall be held as Vested Property and no person Shall be Disturbed in the peaceable of the Same

All claims vested property

April 1st AD 1861 Adopted

Sect 2 — All persons Making Discovery Claims on Lodes Shall be Compelled to Develope Plainly the Limits of the Same before it Shall be Considered a Discovery

Definition of Discovery

April 1st AD 1861 Adopted

Sect 3 — Resolved That all Claims that have been heretofore taken up for non residence, Who May have there agent or Representatives here to attend to the Same Shall be Recognized as Legal

Non-resident claim holders

April 1st AD 1861 Adopted

Sect 4 — That all Claims that Shall May be hereafter taken up for Non residents of this Colorado Territory Shall be in force and May be subject to Premption by Actual Residents

Non-resident Claims taken

April 1st AD 1861 Adopted

Sect 5 — That all persons holding Water Claims Shall be entitled to the Timber Growing upon the Same

Timber held on Water Claims

April 1st AD 1861 Adopted

Sect 6 — An act to give all Persons Who have Previously Recorded Claims in Cumberland District on Lodes Water Power & other Mining Claims that now lie within the boundries of this District until the first day of July to get the Same Recorded in this District and if not Recorded in this district within the time Specified the said Claims may be subject to Premption

Claims Rec'd in Cumberland dist when this forfeited

Repealed

April 1st AD 1861 Adopted

Sect 7 — An act to give any person or Persons Who may Cumb this District the Privilege of Cutting Such timber as they may actually needs for building purposes or other Legitimate uses and any person or persons Who Shall Cut or destroy any Standing timber not to be used for purposes above Shall be liable to a penalty not less then one dollar or to ten dollars for each tree and that a Standing Committee be appointed to See that this act is put in force if Viola Committee J. H. Cunningham J. M. Kirk & W. M. Mills &c

Penalty for Destroying Timber

April 1st AD 1861

Sect 8 No Claims Recorded in any adjoining District which
Illegal Claim Lying in this District
Record of Since the Organization which May hereafter be Recorded
Claims Within the boundaries of this District Except by the Legal
Recorder for this District Shall be Valid
April 1st A.D. 1861 Adopted

Sect 9 All Claims Recorded by and Certificates issued
Legality of by Either Mr Pilgrim or Mr Hudson from the 22nd day
Record by of October 1860 until the 16th day of Feb. 1861 shall be
Mr Pilgrim Valid in all Cases where the same does not Conflict, in
& Hudson Which case Priority of Record Shall take Precidence
April 1st A.D 1861 Adopted

Sect 10 Motion that there be a committee ~~of~~ be appointed
Committee to Notify those persons that are intruding to forthwith
notify the District on the head Waters of Fall River that they are within
ities against the boundary of in the upper Fall River District and that
viding on any of Claim they may penetrate to elect or any laws they
N.W. of May Make will not be recognized by the Miners of this
District District April 1st 1861 Adopted W. S. Rose Pres.
Committee J. A. Haskins Robert Pilgrim & F. H. Cunningham

Annual Meeting of the Citizens & Miners of upper Fall
River District, (Convention taken up) May the 6th 1861
Be it Enacted by the Citizens of upper Fall River District
that all persons owning to Water Claims for Milling purposes
shall have the Exclusive right of Mining within the bounds
of the same, Lost
Adopted

Be it Enacted by the Citizens of Upper Fall River
District Conventioned Assembled that no Toll Road
shall be opened in this District by any parties or Company
without the Consent of a Majority of the actual Residents
and Miners of the District
Adopted

Sec 2 Be it Enacted by the citizens of upper Fall River District
part of sec in Convention Assembled that Sect 6 of act Relating to
Claims passed April 1st 1861 & the same is hereby
Repealed
Adopted

Section 1st Be it enacted by the Citizens of Virginia City Distrct in Convention Assembled ~~That there shall be elected by the legal voters here assembled a Judge of~~

That the laws of Ruffells District as appear in the printed Copies thereof adopted July 28th 1860 be and the same are hereby adopted and made the laws of this District except as hereinafter repealed & changed

See 2nd Section 1st of said Laws is hereby amended so as to read thus

That there shall be elected by the legal voters here assembled a Judge of the Miners Court & Sheriff of the District who together with the President & Recorder of the District shall hold their respective offices until the 3d Monday in January next & they shall sooner die, resign, remove from the District or be removed from their offices for misconduct by the Citizens of the Dist. And on said 3d Monday in January next and annually thereafter there shall be an election for the purpose of electing such officers, who before entering upon the duties of said offices shall take an oath well & faithfully to perform the duties thereof & accord-

to the best of their ability. The Recorder shall be ex officio Secretary & Treasurer of said District

Sec 3. Section 9 of said Laws is hereby amended so as to read as follows

"Sec 9 The Officers of said Court shall be the Judge Sheriff and his Deputies and the Attorneys of said Court regularly admitted as such"

Sec 4. Section 33 of said Laws is is hereby amended so as to read as follows

Upon the return day of the Summons if either party Call for a Jury he shall advance the fees at the rate one and one half dollars for each Juror who shall try the Case whereupon the Court shall issue a venire & summon Good & lawful citizens to act as jurors Each party may have 3 peremptory challenges in which case the Sheriff shall summon talesmen - the Jury being thus completed shall be sworn to try the cause. But in Case no Jury is Called for, the Cause shall be tried by the Court

Sec 5-4

Sec 38 of said Laws is hereby amended so as to read thus

If any person shall enter an appeal from a decision he shall give notice thereof upon the same day that the verdict was rendered, either by giving notice in open Court, or by procuring the same to be entered upon the docket of the Court, and shall perfect his appeal within ten days by paying up all costs already accrued, giving security in double the amount of the judgment rendered against him conditioned to abide & satisfy any future judgment & costs. Such appeal shall be to a jury of twelve whose decision shall be final.

Sec 6th

Sec fifty six of said Laws is hereby amended so as to read in 4th line "ten miners" instead of "fifty miners"

Sec 7th

Sections 5—7—14—15—34—36—60 of the ~~Comp~~ said Laws are hereby repealed

shall be entitled to
a ballot for any and all
positions in addition to those
positions provided by law the
total of one Directing Board to be
selected by the electors at elections

Sec 10 All voting shall be done
by ballot

Sec 12 All existing laws of this district
not inconsistent with the laws herein
by adopted are hereby repealed